IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE ACTING CHIEF JUSTICE MR.K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

THURSDAY, THE 12TH APRIL 2007 / 22ND CHAITHRA 1929

WP(C).No. 12936 of 2007(S)

PETITIONER:

BOBAN G.NATH, S/O. GOPINATHAN,
BOBAN G.NIVAS, PADA SOUTH, KARUNAGAPPALLY,
KOLLAM DISTRICT.

BY ADV. SRI.KALEESWARAM RAJ

RESPONDENTS:
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1. STATE OF KERALA-REPRESENTED BY SECRETARY
TO GOVERNMENT, DEPARTMENT OF INDUSTRIES
SECRETARIAT, THIRUVANANTHAPURAM.

2. KERALA MINERAL & METALS LTD.,
REPRESENTED BY THE MANAGING DIRECTOR,
KERALA MINERALS & METALS LTD, CHAVARA, KOLLAM.

BY GOVERNMENT PLEADER SRI. K. MEERA.
BY S.C. SRI. V.K. RAMAKRISHNAN,(K.M.M. LTD.)

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S. RADHAKRISHNAN, AG.C.J. & M.N. KRISHNAN,J.

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W.P.C. NO. 12936 OF 2007

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Dated this the 12th day of April, 2007.

J U D G M E N T

Radhakrishnan, Ag.C.J.

The challenge in this writ petition is against Ext.P7 resolution passed by the Board of Directors of the Company whereby they have taken a decision that on account of the heavy investment involved, the consistent fall in selling prices, steady rupee appreciation, continuous reduction in customs duty etc. they have taken a policy decision as Ext.P7 subject to the approval of the Government. This Court in this jurisdiction is not justified in looking into the correctness or otherwise of the decision taken by the Board of Directors. If the petitioners are so aggrieved, they can take up the matter before the Government for which we express no opinion.

The writ petition is disposed of with the above observation.

K.S. RADHAKRISHNAN,
ACTING CHIEF JUSTICE.

M.N. KRISHNAN, JUDGE.

ul/-